

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 476 of 1991

For Approval and Signature:

Hon'ble MR.JUSTICE J.M.PANCHAL

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1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?

4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?

5. Whether it is to be circulated to the Civil Judge? : NO

KESHAVDUTT BHATT

Versus

UNION OF INDIA

Appearance:

MR JD AJMERA for Petitioner
NOTICE SERVED for Respondent No. 1, 2, 3

CORAM : MR.JUSTICE J.M.PANCHAL

Date of decision: 22/09/2000

ORAL JUDGEMENT

On apprehension that the respondents-authorities
would direct him to vacate Quarter No. B/26 situated in
Railway Colony, Gandhidham, the petitioner has invoked
jurisdiction of the High Court under Article 226 of the

Constitution and prayed to issue an appropriate writ forbearing the respondents from evicting the petitioner from the Quarter in question.

The order-sheet indicates that while issuing notice and subsequently rule, ad-interim relief was granted in favour of the petitioner, which is continuing as on today. The respondents have not filed any affidavit-in-reply controverting the averments made in the petition. The petitioner has not produced any order directing him to vacate the Quarter in question. The apprehension expressed, therefore, has no factual basis and the petition deserves to be disposed of as having become infructuous.

For the foregoing reasons, the petition fails. Rule is discharged, with no order as to costs. Interim relief granted earlier is hereby vacated. The petition stands disposed of as having become infructuous.

(J.M.Panchal, J.)

(patel)